

103D CONGRESS
1ST SESSION

H. R. 3593

To establish the Ohio & Erie Canal National Heritage Corridor in the State of Ohio as an affiliated area of the National Park System.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 20, 1993

Mr. REGULA (for himself, Mr. SAWYER, Mr. STOKES, Mr. HOBSON, Mr. GILLMOR, Mr. BROWN of Ohio, Mr. HOKE, Mr. HALL of Ohio, Mr. FINGERHUT, Mr. APPELATE, Mr. TRAFICANT, Ms. KAPTUR, Ms. PRYCE of Ohio, Mr. PORTMAN, and Mr. OXLEY) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To establish the Ohio & Erie Canal National Heritage Corridor in the State of Ohio as an affiliated area of the National Park System.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Ohio & Erie Canal
5 National Heritage Corridor Act of 1993”.

6 **SEC. 2. FINDINGS AND PURPOSE.**

7 (a) FINDINGS.—Congress finds the following:

1 (1) The Ohio & Erie Canal, which opened for
2 commercial navigation in 1832, was the first inland
3 waterway to connect the Great Lakes at Lake Erie
4 with the Gulf of Mexico via the Ohio and Mississippi
5 Rivers and a part of a canal network in Ohio that
6 was one of America's most extensive and successful
7 systems during a period in history when canals were
8 essential to the Nation's growth.

9 (2) The Ohio & Erie Canal spurred economic
10 growth in the State of Ohio that took the State from
11 near bankruptcy to the third most economically
12 prosperous State in the Union in just 20 years.

13 (3) A 4-mile section of the Ohio & Erie Canal
14 was designated a National Historic Landmark in
15 1966 and other portions of the Ohio & Erie Canal
16 and many associated structures were placed on the
17 National Register of Historic Places.

18 (4) In 1974, 19 miles of the Ohio & Erie Canal
19 were declared nationally significant under National
20 Park Service new area criteria with the designation
21 of Cuyahoga Valley National Recreation Area.

22 (5) The National Park Service found the Ohio
23 & Erie Canal nationally significant in a 1975 study
24 entitled "Suitability/Feasibility Study, Proposed
25 Ohio & Erie Canal".

1 (6) A 1993 Special Resource Study of the Ohio
2 & Erie Canal Corridor conducted by the National
3 Park Service entitled “A Route to Prosperity” has
4 concluded that the corridor is eligible as a National
5 Heritage Corridor, an affiliated unit of the National
6 Park System.

7 (b) PURPOSE.—The purpose of this Act is—

8 (1) to preserve and interpret for the educational
9 and inspirational benefit of present and future gen-
10 erations the unique and significant contributions to
11 our national heritage of certain historic and cultural
12 lands, waterways, and structures within the 87-mile
13 Ohio & Erie Canal Corridor between Cleveland and
14 Zoar; and

15 (2) to provide a management framework to as-
16 sist the State of Ohio and its political subdivisions
17 in developing and implementing an integrated Cor-
18 ridor Management Plan and developing policies and
19 programs that will preserve, enhance, and interpret
20 the cultural, historical, natural, recreation, and sce-
21 nic resources of the corridor.

22 **SEC. 3. DEFINITIONS**

23 For the purposes of this Act:

1 (1) The term “corridor” means the Ohio & Erie
2 Canal National Heritage Corridor established by sec-
3 tion 4.

4 (2) The term “Commission” means the Ohio &
5 Erie Canal National Heritage Corridor Commission
6 established by section 5.

7 (3) The term “Corridor Management Plan”
8 means the management plan developed under section
9 8.

10 **SEC. 4. OHIO & ERIE CANAL NATIONAL HERITAGE COR-**
11 **RIDOR.**

12 (a) ESTABLISHMENT.—There is established in the
13 State of Ohio the Ohio & Erie Canal National Heritage
14 Corridor.

15 (b) BOUNDARIES.—The boundaries of the corridor
16 are generally the route of the Ohio & Erie Canal from
17 Cleveland to Zoar, Ohio, as depicted in the 1993 National
18 Park Service Special Resources Study, “A Route to Pros-
19 perity”. The specific boundaries shall be those specified
20 in the Corridor Management Plan under section
21 8(a)(3)(C).

22 (c) ADMINISTRATION.—The corridor shall be admin-
23 istered in accordance with the provisions of this Act.

1 **SEC. 5. THE OHIO & ERIE CANAL NATIONAL HERITAGE**
2 **CORRIDOR COMMISSION.**

3 (a) ESTABLISHMENT.—There is hereby established
4 the Ohio & Erie Canal National Heritage Corridor Com-
5 mission (hereafter known as the “Commission”) whose
6 purpose shall be to assist Federal, State, and local au-
7 thorities and the private sector in the development and
8 implementation of an integrated management plan for the
9 corridor.

10 (b) MEMBERSHIP.—The Commission shall be com-
11 posed of 21 members, as follows:

12 (1) The Director of the National Park Service,
13 ex officio, or a delegate.

14 (2) 2 individuals appointed by the Secretary
15 from recommendations submitted by the Governor of
16 Ohio, who shall be representatives of the Directors
17 of the Ohio Department of Natural Resources and
18 the Ohio Historical Society.

19 (3) 8 individuals appointed by the Secretary
20 from recommendations submitted by the county
21 commissioners or county chief executive of the Ohio
22 counties of Cuyahoga, Summit, Stark, and
23 Tuscarawas of which—

24 (A) 4 individuals shall be representatives
25 of the Planning offices of each county, and

1 (B) 4 individuals shall represent a municipi-
2 pality in each of the counties.

3 (4) 3 individuals appointed by the Secretary
4 from recommendations submitted by the county or
5 metropolitan park boards of the Ohio counties of
6 Cuyahoga, Summit, and Stark.

7 (5) 1 individual with knowledge and experience
8 in the field of historic preservation, appointed by the
9 Secretary from recommendations made by the Direc-
10 tor of the National Park Service.

11 (6) 1 individual with knowledge and experience
12 in the field of historic preservation, appointed by the
13 Secretary from recommendations made by the Ohio
14 Historic Preservation Officer.

15 (7) 1 individual who shall be a director of a
16 convention and tourism bureau from within the cor-
17 ridor, appointed by the Secretary from recommenda-
18 tions made by the Director of the Ohio Department
19 of Travel and Tourism.

20 (8) 4 individuals appointed by the Secretary
21 from recommendations submitted by the Greater
22 Cleveland Growth Association, the Akron Regional
23 Development Board, the Stark Development Board,
24 and the Tuscarawas County Chamber of Commerce,

1 who shall represent business and industry in each of
2 the 4 counties.

3 (c) APPOINTMENTS.—(1) Except as provided in para-
4 graph (2), members of the Commission shall be appointed
5 for terms of 3 years and may be reappointed.

6 (2) The initial appointments to the Commission
7 under subsection (b) shall be not later than 6 months after
8 the date of enactment of this Act. Of the members first
9 appointed—

10 (A) the members appointed pursuant to sub-
11 section (b)(3)(B) shall be appointed to a term of 2
12 years and may not be reappointed to a consecutive
13 term;

14 (B) the member appointed pursuant to sub-
15 section (b)(7) shall be appointed to a term of 2
16 years and may not be reappointed to a consecutive
17 term; and

18 (C) the members appointed pursuant to sub-
19 sections (b)(5) and (b)(8) shall be appointed to a
20 term of 2 years and may be reappointed.

21 (d) VACANCY.—A vacancy in the Commission shall
22 be filled in the manner in which the original appointment
23 was made. Any member appointed to fill a vacancy occur-
24 ring before the expiration of the term for which his prede-
25 cessor was appointed shall be appointed only for the re-

1 mainder of such term. Any member of the Commission
2 appointed for a definite term may serve after the expira-
3 tion of his term until his successor has taken office.

4 (e) COMPENSATION AND EXPENSES.—Members of
5 the Commission shall serve without compensation for their
6 service on the Commission. Members of the Commission
7 shall, while away from their homes or regular places of
8 business in performance of services for the Commission,
9 shall be allowed travel expenses, including per diem in lieu
10 of subsistence, in the same manner as persons employed
11 intermittently in the Government service are allowed ex-
12 penses under section 5703 of title 5, United States Code.

13 (f) CHAIRPERSON.—The chairperson of the Commis-
14 sion shall be elected by the members of the Commission
15 for the remainder of the term of the Chairperson to the
16 Commission.

17 (g) QUORUM.—Eleven members of the Commission
18 shall constitute a quorum. The affirmative vote of not less
19 than 11 members of the Commission shall be required to
20 approve the budget of the Commission.

21 (h) MEETINGS.—The Commission shall meet at least
22 quarterly at the call of the chairperson or 11 of its mem-
23 bers. Meetings of the Commission shall be subject to sec-
24 tion 552b of title 5, United States Code (relating to open
25 meetings).

1 **SEC. 6. STAFF OF THE COMMISSION.**

2 (a) STAFF.—(1) The Commission shall have the
3 power to appoint and fix the compensation of such staff
4 as may be necessary to carry out its duties. Staff ap-
5 pointed by the Commission shall include a Director and
6 such specialists the Commission considers necessary or ap-
7 propriate in such areas as planning, community develop-
8 ment, interpretive services, historic preservation, recre-
9 ation, natural resources, commerce and industry, edu-
10 cation, financing, and public relations.

11 (2) The director and staff of the Commission may
12 be appointed without regard to the provisions of title 5,
13 United States Code, governing appointments in the com-
14 petitive service, and may be paid without regard to the
15 provisions of chapter 51 and subchapter III of chapter 53
16 of such title relating to classification and General Schedule
17 pay rates, except that no individual so appointed may re-
18 ceive pay in excess of the annual rate of basic pay payable
19 for grade GS–15 of the General Schedule.

20 (b) EXPERTS AND CONSULTANTS.—Subject to such
21 rules as may be adopted by the Commission, the Commis-
22 sion may procure temporary and intermittent services to
23 the same extent as is authorized by section 3109(b) of title
24 5, United States Code, but at rates determined by the
25 Commission to be reasonable.

1 (c) STAFF AND OTHER AGENCIES.—Upon request of
2 the Commission, the head of any Federal agency may de-
3 tail, on a reimbursable basis, any of the personnel of such
4 agency to the Commission to assist in carrying out the
5 Commission's duties. The Commission may accept the
6 services of personnel detailed from the State of Ohio, and
7 any political subdivision thereof, and may reimburse that
8 State or political subdivision for those services.

9 (d) ADMINISTRATIVE SUPPORT.—The Administrator
10 of General Services shall provide such administrative sup-
11 port services as the Commission may request, on a reim-
12 bursable basis.

13 **SEC. 7. POWERS OF THE COMMISSION.**

14 (a) HEARINGS.—The Commission may, for the pur-
15 pose of carrying out this Act, hold such hearings, sit and
16 act at such times and places, take such testimony, and
17 receive such evidence, as the Commission considers appro-
18 priate. The Commission may not issue subpoenas or exer-
19 cise any subpoena authority.

20 (b) BYLAWS.—The Commission may make such by-
21 laws, rules, and regulations, consistent with this Act, as
22 it considers necessary to carry out its functions under this
23 Act.

24 (c) POWERS OF MEMBERS AND AGENTS.—Any mem-
25 ber or agent of the Commission, if so authorized by the

1 Commission, may take any action which the Commission
2 is authorized to take by this Act.

3 (d) **MAILS.**—The Commission may use the United
4 States mails in the same manner and under the same con-
5 ditions as other departments and agencies of the United
6 States.

7 (e) **USE OF FUNDS TO OBTAIN MONEY.**—The Com-
8 mission may use its funds to obtain money from any
9 source under any program or law requiring the recipient
10 of such money to make a contribution in order to receive
11 such money.

12 (f) **RETAINING REVENUES.**—The Commission may
13 retain revenue from the sale or lease of any goods or serv-
14 ices.

15 (g) **GIFTS.**—Except as provided in subsection (h), the
16 Commission may, for the purposes of carrying out its du-
17 ties, seek, accept, and dispose of gifts, bequests, or dona-
18 tions of money, personal property, or services, received
19 from any source. For purposes of section 170(c) of the
20 Internal Revenue Code of 1986, any gift to the Commis-
21 sion shall be deemed to be a gift to the United States.

22 (h) **ACQUISITION AND DISPOSITION OF REAL PROP-**
23 **ERTY.**—(1) Except as provided by paragraph (2), the
24 Commission may not acquire real property, or interests
25 in real property, in the corridor.

1 (2) Subject to paragraph (3), the Commission may
2 acquire real property, or interests in real property, in the
3 corridor—

4 (A) by gift of devise;

5 (B) by purchase from a willing seller using
6 donated or appropriated land acquisition funds;
7 or

8 (C) by exchange.

9 (3) Any real property or interest in real prop-
10 erty acquired by the Commission under paragraph
11 (2) shall be conveyed by the Commission to an ap-
12 propriate public agency or private nonprofit organi-
13 zation, as determined by the Commission—

14 (A) as soon as practicable after such acqui-
15 sition; and

16 (B) on the condition that the real property
17 or interest in real property limits use of the
18 property to uses consistent with the purpose of
19 this Act.

20 (4) The Commission may with approval of the
21 Secretary, sell any real property or interest in real
22 property pursuant to subparagraphs (A) and (B) of
23 paragraph (2) and retain the revenue from the sale.

24 (i) COOPERATIVE AGREEMENTS AND TECHNICAL AS-
25 SISTANCE.—For the purposes of implementing the Cor-

1 ridor Management Plan, the Commission may enter coop-
2 erative agreements with, or provide technical assistance to,
3 Federal agencies, the State of Ohio, political subdivisions
4 of the State, corporations, and persons. Any such coopera-
5 tive agreement shall, at a minimum, establish procedures
6 for providing notice to the Commission of any action pro-
7 posed by Federal agencies, the State of Ohio, any political
8 subdivision of the State, any corporations, or any such
9 person which may affect the implementation of the Cor-
10 ridor Management Plan.

11 (j) LOANS AND GRANTS.—Consistent with the pur-
12 poses of this Act, the Commission may make loans and
13 grants to the State of Ohio, political subdivision of the
14 State, corporations, or persons, from appropriated funds
15 or from funds donated or otherwise made available to the
16 Commission. The Commission shall provide advice and as-
17 sistance in preparation of loan or grant applications to the
18 Commission and applications for loans or grants from
19 other Federal or non-Federal sources in furtherance of the
20 purposes of this Act. Any loan made under this subsection
21 shall be for a term expiring before the termination of the
22 Commission.

23 (k) TECHNICAL ADVISORY GROUPS.—The Commis-
24 sion shall establish, within one year of its first meeting,
25 public technical advisory groups to assist the Commission

1 in carrying out its duties in the areas of economic develop-
 2 ment, historic preservation, natural resources, tourism,
 3 recreation and open space, and transportation. The Com-
 4 mission may establish additional technical advisory groups
 5 as needed to carry out its duties.

6 (l) LOCAL AUTHORITY AND PRIVATE PROPERTY NOT
 7 AFFECTED.—Nothing in this Act shall be construed to af-
 8 fect or to authorize the Commission to interfere with—

9 (1) the rights of any person with respect to pri-
 10 vate property; or

11 (2) any local zoning ordinance or land use plan
 12 of the State of Ohio or a political subdivision there-
 13 of.

14 **SEC. 8. DUTIES OF THE COMMISSION.**

15 (a) CORRIDOR MANAGEMENT PLAN.—

16 (1) PERIOD FOR DEVELOPMENT.—Within 18
 17 months after the date on which the Commission con-
 18 ducts its first meeting, the Commission shall submit
 19 a management plan for the corridor to the Secretary
 20 and the Governor of Ohio for review and approval.

21 (2) TECHNICAL ASSISTANCE.—The Secretary
 22 shall, upon request of the Commission, provide as-
 23 sistance to the Commission in the preparation and
 24 implementation of the plan.

1 (3) PLAN REQUIREMENTS.—The plan shall take
2 into consideration existing State, county, and local
3 plans and public involvement. The plan shall—

4 (A) provide an inventory which includes
5 any property in the corridor which should be
6 preserved, restored, managed, developed, or
7 maintained because of its natural, cultural, his-
8 toric, recreational, or scenic significance;

9 (B) provide an analysis of current and po-
10 tential land uses within the corridor that affect
11 the character of the corridor;

12 (C) determine the boundaries of the cor-
13 ridor based on subparagraphs (A) and (B);

14 (D) establish standards and criteria appli-
15 cable to the construction, preservation, restora-
16 tion, alteration, and use of significant prop-
17 erties within the corridor;

18 (E) include a heritage interpretation plan
19 to interpret the resources and values of the cor-
20 ridor, and provide for appropriate educational,
21 recreational, and tourism opportunities and de-
22 velopment;

23 (F) contain policies for land use manage-
24 ment which consider and detail the application
25 of appropriate land and water management

1 techniques not limited to local zoning, use of
2 easements, and intergovernmental cooperative
3 agreements, so as to protect and enhance the
4 corridor's historic, cultural, natural, scenic, and
5 recreational resources in a manner consistent
6 with supporting economic development efforts;

7 (G) include a public access and transpor-
8 tation plan which integrates corridor resources
9 within and outside corridor boundaries;

10 (H) contain a coordination and consistency
11 component which details the way in which local,
12 State, and Federal programs will be coordi-
13 nated to promote the purposes of this Act; and

14 (I) contain a Federal, State, and local gov-
15 ernment implementation plan that includes cost
16 estimates, schedules, and a commitment of re-
17 sources for its accomplishment.

18 (b) APPROVAL OF THE PLAN.—

19 (1) IN GENERAL.—The Secretary shall approve
20 or disapprove a plan submitted under subsection (a)
21 within 90 days of the receipt of the plan from the
22 Commission. The Governor of Ohio may approve or
23 disapprove the plan in accordance with such policies
24 and procedures as the Governor may determine. No
25 plan submitted to the Secretary under this section

1 shall be approved unless the Secretary finds that the
2 plan, if implemented, would adequately protect the
3 significant natural, cultural, historic, recreational,
4 and scenic resources of the corridor.

5 (2) FACTORS RELATING TO APPROVAL.—In de-
6 termining whether or not to approve the plan, the
7 Secretary shall consider whether—

8 (A) the Commission has afforded adequate
9 opportunity for public involvement in the prepa-
10 ration of the plan; and

11 (B) adequate assurances have been re-
12 ceived from State and local government officials
13 that the implementation program identified in
14 the plan will be initiated within a reasonable
15 time after the date of approval of the plan and
16 such program will ensure effective implementa-
17 tion of the Federal, State, and local aspects of
18 the plan.

19 (3) If the Secretary disapproves the plan, the
20 Commission shall be advised in writing of the rea-
21 sons and shall indicate any recommendations for re-
22 visions. Within six months after disapproval, the
23 Commission shall resubmit the plan to the Sec-
24 retary, who shall approve or disapprove the plan as
25 revised within 90 days after the date that the re-

1 vised plan is submitted. The Secretary shall approve
2 or disapprove subsequent revisions of the plan in the
3 same manner as if each such revised plan were first
4 submitted pursuant to subsection (a).

5 (c) PRIORITY ACTIONS UNDER IMPLEMENTATION OF
6 THE PLAN.—

7 (1) IN GENERAL.—After approval of the plan
8 under subsection (b), the Commission shall give pri-
9 ority to actions that assist in—

10 (A) preserving and enhancing the signifi-
11 cant cultural and natural resources of the cor-
12 ridor;

13 (B) promoting and providing educational,
14 interpretive, and recreational opportunities con-
15 sistent with the resources and associated values
16 of the corridor; and

17 (C) supporting public and private efforts in
18 economic development that contribute to the
19 goals of the plan.

20 (2) ACTIONS DESCRIBED.—Priority actions to
21 be carried out under paragraph (1) include—

22 (A) assisting the State and political sub-
23 divisions thereof and the private sector in the
24 preservation and enhancement of the Ohio &
25 Erie Canal and related resources;

1 (B) assisting the State and political sub-
2 divisions thereof, and the private sector in ap-
3 propriate treatment of historic districts, sites,
4 buildings, structures, and objects listed or eligi-
5 ble for listing on the National Register of His-
6 toric Places;

7 (C) assisting the State and political sub-
8 divisions thereof and the private sector in de-
9 signing, constructing, and maintaining appro-
10 priate visitor use facilities, interpretive exhibits,
11 tour routes and coordinated signage through
12 the corridor;

13 (D) assisting in the enhancement of public
14 awareness and appreciation for historical, cul-
15 tural, natural, recreational, and scenic resources
16 and associated values of the corridor;

17 (E) encouraging the conservation of natu-
18 ral resources and historic and scenic land-
19 scapes;

20 (F) encouraging enhanced recreational op-
21 portunities and economic development in the
22 corridor in furtherance of the goals of the plan;
23 and

24 (G) encouraging local governments to
25 adopt policies consistent with the goals of the

1 plan and to take actions to implement those
2 policies.

3 (d) ANNUAL REPORTS.—

4 (1) COMMISSION.—The Commission shall sub-
5 mit an annual report to the Secretary setting forth
6 its expenses and income and the entities to which
7 any loans and grants were made during the year for
8 which the report is made.

9 (2) SECRETARY.—The Secretary shall submit
10 an annual report to the Congress describing the
11 loans, grants, and technical assistance provided
12 under this Act. Such report shall specify the
13 amount, recipient, and purpose of any loan, grant,
14 or technical assistance so provided and shall include
15 an analysis of the adequacy of actions taken during
16 the previous year to preserve, protect, enhance, and
17 interpret the significant sites, buildings, structures,
18 and objects with the area; as well as the anticipated
19 funds and personnel to be made available by the
20 Secretary during the next fiscal year to implement
21 the provisions of this Act.

22 **SEC. 9. TERMINATION OF THE COMMISSION.**

23 (a) TERMINATION.—Except as provided in subsection
24 (b), the Commission shall terminate on the date occurring
25 20 years after the date of the enactment of this Act. Any

1 property or funds of the Commission remaining upon the
2 expiration of the Commission shall be transferred by the
3 Commission to the United States, to a State or local gov-
4 ernment agency, to a private nonprofit organization re-
5 ferred to in section 501(c)(3) of the Internal Revenue
6 Code of 1986 which is exempt from income taxes under
7 section 501(a) of such Code, or to any combination of the
8 foregoing.

9 (b) EXTENSIONS.—The Commission may be extended
10 for a period of not more than five years beginning on the
11 date referred to in subsection (a) if, not later than 180
12 days before such date—

13 (1) the Commission determines such extension
14 is necessary in order to carry out the purpose of this
15 Act;

16 (2) the Commission submits such proposed ex-
17 tension to the Committee on Natural Resources of
18 the House of Representatives and the Committee on
19 Energy and Natural Resource of the Senate before
20 the termination date; and

21 (3) the Governor of Ohio and the Secretary
22 each approve such extension.

1 **SEC. 10. DUTIES OF THE SECRETARY.**

2 (a) TECHNICAL ASSISTANCE.—The Secretary may,
3 upon request of the Commission, provide technical assist-
4 ance to the Commission for—

5 (1) establishing guidelines and standards to
6 protect, preserve, enhance, and interpret the cultural
7 and natural resources of the corridor; and

8 (2) general administrative support in planning,
9 finance, personnel, procurement, property manage-
10 ment, environmental and historical compliance, and
11 land acquisition.

12 (b) ASSISTANCE OF THE CUYAHOGA VALLEY NA-
13 TIONAL RECREATION AREA.—

14 (1) IN GENERAL.—Upon request of the Com-
15 mission, and subject to the availability of funds di-
16 rectly appropriated for this purpose, or made avail-
17 able on a reimbursable basis, the Secretary shall
18 provide technical, financial, development and oper-
19 ations assistance through the Cuyahoga Valley Na-
20 tional Recreation Area. Such assistance may include
21 (but is not limited to) the following:

22 (A) Administrative support, such as office
23 space and equipment.

24 (B) Personnel.

25 (C) Planning and design services for visitor
26 use facilities, trails, interpretive exhibits, publi-

1 cations, signage, and natural resource manage-
2 ment.

3 (D) Development and construction assist-
4 ance including visitor use facilities, trails, ex-
5 cursion passenger rail facilities, river use and
6 access facilities, scenic byways, signage, way-
7 sides, and rehabilitation of historic structures.

8 (E) Operations functions including inter-
9 pretation and visitor services, maintenance, nat-
10 ural resource management, and law enforce-
11 ment services conducted within the boundaries
12 of the corridor.

13 (2) For the purposes of providing the assistance
14 under paragraph (1), the Secretary may enter into
15 cooperative agreements with any Federal, State, or
16 local agency, corporation, or person.

17 (c) LAND TRANSFERS.—The Secretary may accept
18 transfers of real property from the Commission within the
19 boundaries of the corridor as established in the Corridor
20 Management Plan. Property outside the legislated bound-
21 aries of the Cuyahoga Valley National Recreation Area
22 which is transferred to the National Park Service by the
23 Commission shall be added to and administered as part
24 of the Cuyahoga Valley National Recreation Area.

1 **SEC. 11. DUTIES OF OTHER FEDERAL ENTITIES.**

2 Any Federal entity conducting or supporting activi-
3 ties directly affecting the corridor and any entity of the
4 State of Ohio or political subdivision thereof acting pursu-
5 ant to a grant of Federal funds or a Federal permit or
6 agreement conducting supporting such activities, shall—

7 (1) consult with the Secretary and the Commis-
8 sion appointed for the corridor with respect to such
9 activities;

10 (2) cooperate with the Secretary and the Com-
11 mission in carrying out their duties under this Act
12 and, to the maximum extent practicable, coordinate
13 such activities with the carrying out of such duties;
14 and

15 (3) conduct or support such activities in a man-
16 ner which the Commission determines will not have
17 an adverse effect on the corridor.

18 **SEC. 12. COST SHARE.**

19 The Federal contribution provided to the Commission
20 under this Act may not exceed 50 percent of the total cost
21 for the following and shall be provided on a matching
22 basis:

23 (1) The annual administrative expenditures of
24 the Commission.

1 (2) The annual development expenditures of the
2 Commission to implement the Corridor Management
3 Plan.

4 (3) The annual land acquisition expenditures of
5 the Commission.

6 The non-Federal share of such support may be in the form
7 of cash, services, or in-kind contributions, fairly valued.

8 **SEC. 13. AUTHORIZATION OF APPROPRIATIONS.**

9 There is authorized to be appropriated to the Com-
10 mission the following:

11 (1) ADMINISTRATION.—\$400,000 annually for
12 the administrative expenses of the Commission to
13 carry out the purposes of this Act.

14 (2) DEVELOPMENT.—\$1,500,000 annually for
15 planning, design, construction, grants, and loans to
16 implement the approved Corridor Management Plan,
17 which amount shall remain available until expended.
18 Moneys may be spent prior to Secretarial approval
19 of the Corridor Management Plan only for the fol-
20 lowing:

21 (A) An 87 mile multiple use trail connect-
22 ing Cleveland and Zoar, Ohio.

23 (B) Two Heritage Visitor Centers located
24 proximate to the route of the Ohio and Erie
25 Canal between Cleveland and Zoar.

1 (C) Excursion passenger rail facilities for
2 the Cuyahoga Valley National Recreation Area
3 provided by the nonprofit Cuyahoga Valley Sce-
4 nic Railroad along rail routes connecting Cleve-
5 land and Zoar.

6 (D) Rehabilitation of sites, structures, and
7 buildings listed or eligible for listing on the Na-
8 tional Register of Historic Places which are lo-
9 cated proximate to the route of the Ohio and
10 Erie Canal and which may be threatened with
11 loss or demolition.

12 (3) LAND ACQUISITION.—\$250,000 annually
13 for the purpose of acquisition of real property con-
14 sistent with the implementation of the Corridor
15 Management Plan subject to section 7(h)(1), (2),
16 and (3), which amount shall remain available until
17 expended. Property may be acquired prior to Sec-
18 retarial approval of the Corridor Management Plan
19 only when proximate to the route of the Ohio and
20 Erie Canal and threatened by inappropriate develop-
21 ment or treatment.

○

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